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 RICHARD W. WICKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

5 Attorneys for Plaintiff
 6 ANNUITY & LIFE REASSURANCE
 AMERICA, INC. (formerly known as
 7 CAPITOL BANKERS LIFE INSURANCE COMPANY)

8 **UNITED STATES DISTRICT COURT****PVT**9 **NORTHERN DISTRICT OF CALIFORNIA**10 **SAN JOSE DIVISION****C 07 5502**

11 13 ANNUITY & LIFE REASSURANCE
 14 AMERICA, INC. (formerly known as
 15 CAPITOL BANKERS LIFE INSURANCE
 COMPANY),

) Case No.:
**NOTICE OF DEPOSIT OF FUNDS IN
 INTERPLEADER**

16 Plaintiff,

17 vs.

18 JON C. HUGDAHL, an individual and
 TRUSTEE of the JON S. HUGDAHL
 19 FAMILY TRUST, dated 12/19/94; PAUL A.
 HUGDAHL, an individual; and MARRY C.
 HUGDAHL, an individual,

20 Defendants.

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NOTICE OF DEPOSIT OF FUNDS IN INTERPLEADER

CASE NO. _____

NOTICE IS HEREBY GIVEN that plaintiff Annuity & Life Reassurance America, Inc. (formerly known as Capitol Bankers Life Insurance Company) (hereinafter referred to as "Annuity & Life Re") has lodged with the Clerk of the above-entitled court, for deposit into an interest-bearing account, funds in the amount of \$101,369.86. These funds represent the current, total amount in controversy in connection with Annuity & Life Re's Complaint in Interpleader filed herewith.

KELLY, HERLIHY & KLEIN LLP

By JLCK

Dated: October 26, 2007

By

John C. Ferry

Attorneys for Plaintiff

**ANNUITY & LIFE REASSURANCE AMERICA, INC.,
(formerly known as CAPITOL BANKERS
LIFE INSURANCE COMPANY)**

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